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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/273,646	03/23/1999	SHLOMO BEN-HAIM	20088-13	7390
7590 02/13/2004		EXAMINER		
PhilipS. Johnson, Esq.			SMITH, RUTH S	
Chief Patent Counsel Johnson & Johnson			ART UNIT	PAPER NUMBER
One Johnson & Johnson Plaza			3737	•
New Brunswick, NJ 08933-7003			DATE MAILED: 02/13/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.



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CONTROL NO.		PATENT IN REEXAMINATION	

EXAMINER

ART UNIT PAPER

31

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**Commissioner for Patents** 

See attachment regarding IDS filed January 7, 2004

Ruth S Smith Primary Examiner Art Unit: 3737 Application/Control Number: 09/273,646

Art Unit: 3737

## Information Disclosure Statement

The information disclosure statement filed January 7, 2004 fails to comply with the provisions of 37 CFR 1.97, 1.98 and MPEP § 609 because it was filed after notice of allowance, however, it indicated that it was filed in accordance with 37 CFR 1.97 (b). It has been placed in the application file, but the information referred to therein has not been considered as to the merits. Applicant is advised that the date of any resubmission of any item of information contained in this information disclosure statement or the submission of any missing element(s) will be the date of submission for purposes of determining compliance with the requirements based on the time of filing the statement, including all certification requirements for statements under 37 CFR 1.97(e). See MPEP § 609 ¶ C(1).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ruth S Smith whose telephone number is (703) 308-3063. The examiner can normally be reached on M-F 5:30 AM- 2:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dennis Ruhl can be reached on (703) 308-2262. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Ruth S Smith Primary Examiner Art Unit 3737

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